P 8

1942

Department of Revenue

OFFICE Board of Rev

STATION Madras

M/s No. 777

Dated 23. 3. 42

f 454/42

27 MAR 42

Pages in the file

(SUBJECT.)

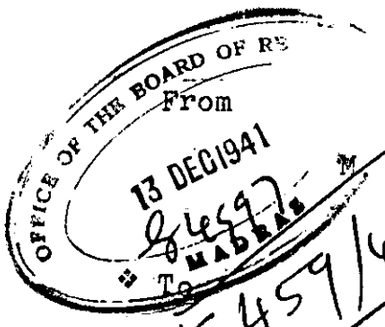
Escheat - (South Kanara) - Inam
Taluk - properties of the late
Rudrayya - final disposal - Confirm
of Sales - ordered - G.O. Communicate

VS

1

Ref.A3-3031-40.

South Kanara Collector's Office,
Mangalore, 10th December 1941.



From

M. V. Subrahmanyan, Esq., I.C.S.,
Collector of South Kanara.

F 459/42

To

The Secretary to the Board,
Land Revenue and Irrigation,
Madras.

Sir,

Escheat - Puttur Taluk - Kokkada, Nellyady and Kaukrady -- villages - Properties of late Rudrayya - Sale by public auction - Confirmation - requested.

Ref.:- 1. G.O.No.Ms. 5018-Home Department, dated 12-12-1940.
2. B.P.Mis. No. 3585, dated 17-12-1940.
3. B.P.Routine 3091, dated 30-6-1941.

******

The plots comprised in the above estate were sold in ---- auction by the Deputy Tahsildar, Beltangady on 13-10-1941, 14-10-41 and 15-10-1941. I enclose herewith a statement showing the description of the plots, names of purchasers and the amount for --- which the plots were sold. Of the plots in Kaukrady, notified - for sale on 14-10-1941, S.Nos. 61/3 and 7 and 28/1 to 4 were sold on 15-10-1941 at Kokkada on the representation of the intending - bidders and after due publicity. Before the sale was commenced on each day, the several plots to be sold were inspected by the - Deputy Tahsildar in the presence of the intending bidders and the conditions of sale mentioned in the sale notice were also read -- out to them. It was also announced by the Deputy Tahsildar at the time of sale that the lands to be sold, though they were registered as kadim, were not entitled to kumaki privileges for the reasons given in B.P.Mis. No. 2572, dated 16-9-1941 and that, as regards the plots, only the muli right of which was sold, the --- mulidar would have no kumaki privileges but that the existing --- rights in that regard, of the mulagenidar, would remain unaffected.

Please see my Ref.A3-6945-41, dated 11-10-1941 to the Board of Revenue and its reply L.Dis.8,4462-41, dated 3-11-1941 thereto.

2. One Amade Beary, son of Hussane Beary objects to the --- confirmation of the sale of S.Nos. 7/2, 8/3 and 7/5 of Nellyadi. He states that these plots were sold to Padmanabha Yedapadithaya, the potail of the village for a sum of Rs. 555/- while S.Nos. 29/2 and 28/9 of the same village were sold to Gulam Beary for a sum of Rs.850/-, that the low bid in the case of S.Nos. 7/2, 8/3 and 7/5 is due to the fact that the purchaser happens to be the potail of the village and that he (the above Amade Beary) is willing to purchase them for Rs. 595/-. The Deputy Tahsildar reports that S.Nos. 7/2, 8/3 and 7/5 were sold in lot II while S.Nos. 29/2 and 28/9 were sold in lot I and that the plots sold in the II lot are situated in a corner of the village, that the objection petitioner has no property except a double bullock -- cart valued at about Rs. 300/- which he has mortgaged for Rs.165/-, that if he had any money with him,it is doubtful whether he --- would have remained silent without first seeing to the release of the cart from mortgage and that he must have been set up in this matter by ~~the~~ his brother, one Hussein Beary, who is on inimical terms with the potail. In his statement, dated 25-11-1941, obtained by the Deputy Tahsildar, the objection petitioner has admitted that he has no property whatsoever except the cart which he has mortgaged for Rs. 165/-, that his profession is cart-driving and that he lives by that only. Anyway, there is no reason why he could not have arranged to bid at the auction itself. It is also a fact that Hussane Beary, brother of the objection ------ petitioner, had filed a suit notice before me requesting the -- release of certain property attached by the potail of Nellyady who was in additional charge of the potailship of Kaukrady ---- village and making some allegations against the potails of ---- Nellyady and Kaukrady and it was finally disposed of in favour of the notice-giver in this office D.Dis.2781-41, dated 27-10-1941. Above all, the difference between the amount fetched, and the - amount offered by him, is not very great. In the above cir-

circumstances, I recommend that the objection petition may be ---- rejected.

3. All the purchasers except H. Ahmad Saheb, the purchaser of S.Nos. 32/1, 33/5 and 33/7 of Kokkada, have paid the full purchase amount within the period of 30 days as mentioned in condition 5 of the sale notice. In his petition dated 6-11-1941, H. Ahmad Saheb, requested three weeks' time for the payment of the remainder of the purchase amount. I have rejected that petition as -- he failed to abide by condition 5 of the sale notice and I am ---- taking steps for the resale of these plots. I shall submit a -- separate report with regard to these plots after they are resold.

4. The village is an interior one and I consider that the --- price fetched at the sale is reasonable. I request that the --- Board may be pleased to confirm the sale of all the plots except the three plots mentioned in para 3 above, in the name of the --- highest bidders.

5. The sale lists (pages 171-188 c.f.) and a copy of the ---- sale notice are enclosed for reference and return..

For Collector.

11/11/41

~~(Cooperative list showing the results of the sale of)~~ Particulars of escheated properties of Nelyadi, Kaukradi and Kokkada villages. Puttur Taluk. Sold on 13.10.1941 to 15.10.1941

Lot No.	Survey and sub-division No.	Classification.	Extent.	Amount. Assessment.	Amount of highest bid.	Name of purchaser.
1	2	3	4	5	6	7
			A.C.	Rs. a.p.	Rs. a. p.	
		Section I - Muli right properties only (absolute right).				
		Nellyadi village.				
1.	28-9	Wet	0-96	2-3-0	850-0-0	Gulam Beari son of Ibrayi Beari of Nellyadi.
~~2~~	29-2	do.	1.46	6-3-0		
2.	7-2	do.	0-32	1-6-0	555-0-0	Padmanabha Yedapadithaya son of Krishna Bhatta, Patel of Nellyadi.
	7-5	Dry	1-24	0-10-0		
	8-3	Wet	2-66	7-8-0		
		Kaukradi village.				
3.	41-5	Garden	1-10	3-11-0		
	43-2	Wet	1-18	3-5-0	676-0-0	do. do.
	43-8	do.	1-36	3-13-0		
4.	123-5	Garden	0-20	0-11-0	11-0-0	Gulam Beari son of Ibrayi Beari of Nellyadi.
5.	50-15	Wet	1-29	3-10-0	380-0-0	Shankernarayana Yedapadithaya son of Subraya Yedapadithaya of Sisila.
6.	61-3	do.	1-60	1-6-0	26-0-0	Sanku Gowda son of Annu Gowda of Kattadamajlu Kaukradi.

2498

(1)	(2)	(3)	(4)	(5)	(6)	(7)
			Kokkada village		2498	
7.	18-1	Wet	0-72	3-1-0		
	18-3	do.	2-50	4-4-0		
	18-4	do.	0-26	0-7-0	370-0-0	Subraya Upparna son of Govinda Upparna of Upparu in Kokkada village.
	18-5	do.	0-83	1-6-0		
	18-7	do.	0-78	1-5-0		
	18-8	do.	0-73	3-2-0		
8.	25-5	do.	0-76	3-4-0	200-0-0	David Lobo son of Antony Lobo of Uppinangady
9.	26-4	do.	0-38	1-10-0		
	26-8	do.	0-18	0-3-0		
	26-9	do.	1-61	6-14-0	705-0-0	do. do.
	208-0	Garden	1-17	2-10-0		
10	27-3	Wet	0-50	2-2-0		
	27-8	do.	0-49	2-1-0		
	27-12	do.	1-00	0-14-0	375-0-0.	Ramakrishna Yedapadithaya son of Krishna Yedapadithaya of Kaukradi.
6	27-13	Dry	0-56	0-5-0		
	27-14	Wet	0-26	0-5-0		
	27-15	Garden	0-22	1-4-0		
11	29-7B	Wet	0-44	1-14-0		
	29-11B	do.	1-10	4-11-0	315-0-0.	do.. do.
12	32-5	Garden	0-76	2-9-0		
	33-1	Dry	3-38	2-9-0	675-0-0	Padmanabha Yedapadithaya son of Krishna Bhatta, Patel of Nellyadi-
	33-2	Wet	0-33	0-6-0		
	33-3	do.	2-92	12-7-0		

5138

1	2	3	4	5	6	
					5738 ⊗	Orig. Rs 139
13	32-1	Dry	5-12	1.15.0		⊗ 15% of the amount,
	33-5	Wet	2-39	10. 3.0	865.0.0	paid but the remainde
	33-7	Wet	0-38	1.10.0		Rs 735/- was not paid
14	130-5	Wet	0-96	4. 1.0	700.0.0	Subraya Upparna son of Govinda Upparna of Kokkada.
15	134-6	Wet	2-06	8.12.0	930.0.0	Do. Do.
16	120-5	Wet	3-02	2.10.0	420.0.0	Do. Do.
	120-7	Wet	3-23	2.13.0		
17	111-1	Do.	1-40	5.15.0		
	111-3A2	Do.	1-06	4. 8.0		
	112-1A	Do.	0-93	2.10.0	1600.0.0	Do. Do.
	115-3	Do.	2-68	2. 6.0		
	124-5	Do.	1-19	3. 6.0		
18	140-1	Do.	0-96	2.11.0	350.0.0	Do. Do.
19	52-4	Do.	0-74	2. 1.0	410.0.0	Maila Gowda, son of Yelianna Gowda of Denja in Kokkada.
	52-6A	Do.	0-76	2. 2.0		
20	43-5	Do.	1-18	5. 0.0	425.0.0	Venkatramana Kedilaya son of Srinivasa Kedilaya of Kelagina-mane in Denja of Kokkada.
21	149-6	Do.	1-81	7.11.0		
	149-7	Garden.	1-89	10-10.0	710.0.0	Annu Gowda, son of Kukkanna Gowda of Marvanthila in Kokkada.
	181-2	Do.	0-08	0. 4.0		
	167-8	Do.	0-43	1. 0.0		
22	143-1	Wet	4-68	13. 3.0		
	143-2	Garden	0-68	3.13.0	1030.0.0	Krishnappa Poojari nephew of Manjappa Poojari of Bajathoor.
	143-3	Wet	1-65	3. 8.0		
	167-15	Dry	0-51	0. 3.0		
		Total:		196.14.0	12578.0.0	

12578

1	2	3	4	5	6	
				Section II - (Right of collecting Mulgeni rent only).		
				Kaukradi village.		
23	28-1	Wet	1-73	4.14.0)	30. 0.0	Koti.Gowda, son of.Linganna Gowda of Arembi in Kaukradi village,
	28-2	Do.	0-27	0. 5.0)		
	28-3	Garden	0-17.	1. 5.0)		
	28-4	Wet	0-50	0. 7.0)		
24	61-7 Kaukradi	Do.	0-69	0.10.0)	Kokkada village.	
	15-1	Do.	4-27	18. 2.0)		
	15-2	Garden	0-10	0. 5.0)	55. 0.0	Gulam Beari, son of Ibrayi Beari of Nellyadi.
	17-7B	Do.	1-26	2.13.0)		
			Total:	28.13.0	85. 0.0	
			Grand total:	225.11.0	12663. 0.0	

Sub Taluk office,
Beltangadi, dated 22.10.41.

Sd/- xx xx xx
Deputy.Tahsildar, 25.10.41.

/True Copy/

For Collector.

11/1/41

9

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying.	17/2	M
When copied ...	20/2	RN
When examined...	21/2	
When signed ...	23/2	
When despatched.		

SUBJECT :— Escheat - (S. Kanara) Puttur Tk - Kokkada, Nellyady & Kankrady Vgs - properties of late Rudrayya - sale by public auction - confirmation - requested

READ AGAIN ..... 24 FEB 1942 ....., dated ..... 194 .....

" " ..... " ..... 194 .....

READ *ALSO* :—

No. ..... From the Coll. of S. Kanara Dy No. 3031-40, dated ..... 194 ..... & 20-12-41 A.pp 1-8cf

" ..... " ..... " ..... " ..... 194 .....

" ..... " ..... " ..... " ..... 194 .....

Order / Ms. / Resolution / Rout. No. Agee F 459/42-1 dy 17-2-42 194 .....

refered to subject dy (1c)

Submitted to the Govt

2) In Go No 959 Rev dy 30-5-1922 the property shown in the enclosed list of the Coll's letter cited above was left by Rudraya in Kokkadi, Kankradi & Nellyadi villages of Puttur Tk, S. Kanara Dt was declared escheat to the Govt The entire property with the exception of S Nos 120-5 & 120-7 of Kokkada village was taken possession of by the Govt in 1927 while the excepted fields came into the possession of the Govt on 15-8-1928 The Govt in their Go (Confl) No. Ms 501 & Home dy 12-12-40 have ordered

h 1cf (1c)

h 15cf (1c)

approved the proposals submitted by the Bd

C.F. 15.

for the disposal of the escheated property of the late Kedarayya in the Addanki Tk of ~~in public auction~~. The lands plots comprised in the said ~~property~~ have accordingly been advertised for sale and the Coll recommended the confirmation of the sale of all the plots, except S. Nos 32-1, 33-5 & 33-7 of KOKKADE village. Regarding the excepted fields, the Coll has reported that the auction purchaser has failed to deposit the remainder of the purchase money within 30 days from the date of sale and the Coll is taking steps ~~steps are being taken~~ for their resale. The Board recommends that the sale of the ~~property~~ lands in S. Nos 32-1, 33-5 & 33-7 of KOKKADE village may be confirmed by the Govt as the sale amount exceeds the Boards limit of Rs 10,000 prescribed in B.So 197-3. p 1178 dt 27/11

It also recommends that in the facts stated in para 2 of the Coll's letter the objection petition of Amalabai against the confirmation of the sale of S. Nos 7/2, 8/3 & 7/5 of Nellyadu may be rejected. p 2 cf.

Submitted

17/2

TO Markay to the Govt Home dept with sale records. pp 9-2 cf

11.

Sectt. II-15 (a)—25,006—24-11-41.

SECY. 18 MAR 1942

OFFICE OF THE BOARD OF REVENUE. Received 14 MAR 1942 F 1213 MADRAS

Received _____ 1942. Registered _____ 1942.

Abstract.

Escheat - (South Kanara) district - Puttur taluk - Properties of the late Rudrayya - Final disposal - Confirmation of Sales - Ordered. (Co) Communicated.

~~Ref:- 459/42-2 dt 25.3.42~~ Rs(Mis) 797 dt 25.3.42

Communicated to the Coll. of S. Kanara

To Collector of S. Kanara with enclosure in original returned.

Home DEPARTMENT.

G.O. No. Ms. 1074, , dated 14th March 1942.

READ the following paper:—

ENCLOSURES.

No _____

G.O. Ms. No.5018, Home, dated the 12th December 1940.
From the Board of Revenue, Ref.F.No.459/42-1, dated the 17th February 1942.

ORDER:--

His Excellency the Governor of Madras is pleased to confirm the sale in auction for Rs.11,798/- (Rupees eleven thousand seven hundred and ninety eight only) of the properties of the late Rudrayya in the Kokkada, Nellyady and Kaukrady villages of the Puttur taluk in the South Kanara district mentioned in the statement annexed to the letter of the Collector of South Kanara, Ref.No.A3-3031-40, dated the 10th December 1941 other than those mentioned in paragraph 3 below.

2. The objection against the confirmation of the sale of S.Nos. 7/2, 8/3 and 7/5 of Nellyady village is rejected.

3. S. No. 32-1, 33-5 and 33-7 of Kokkada village should be re-sold as provided for in the sale notice.

(BY ORDER OF HIS EXCELLENCY THE GOVERNOR),

C. F. V. Williams,
Secretary to Government.

To the Board of Revenue. (with enclosure in original ~~to-be~~ returned).
Copy to Finance.

True Copy,
Forwarded / By Order.

P. Krishnaswami
Superintendent.

cdv/14-3.

To AC(J)
may be communicated to the collector. His attention may be invited to para 3 of the G.O.

Bachaet - South Kanara district - Puttur taluk - Properties of the late Rudrayya - Final disposal - Confirmation of sales - Ordered.

Home

No. 1074, 14th March 2

G.O. Ms. No.3018, Home, dated the 12th December 1940.
From the Board of Revenue, Ref.r.No.459/42-1, dated the 17th February 1942.

O R D E R:--

His Excellency the Governor of Madras is pleased to confirm the sale in auction for Rs.11,798/- (Rupees eleven thousand seven hundred and ninety eight only) of the properties of the late Rudrayya in the Kokkada, Nellyady and Kaukrady villages of the Puttur taluk in the South Kanara district mentioned in the statement annexed to the letter of the Collector of South Kanara, Ref.No.A3-3031-40, dated the 10th December 1941 other than those mentioned in paragraph 3 below.

2. The objection against the confirmation of the sale of S.Nos. 7/2, 8/3 and 7/3 of Nellyady village is rejected.

3. S. No. 32-1, 33-5 and 33-7 of Kokkada village should be resold as provided for in the sale notice.

(BY ORDER OF His EXCELLENCY THE GOVERNOR),

C. R. V. Williams,
Secretary to Government.

To the Board of Revenue. (with enclosure in original ~~te~~ returned).
Copy to Finance.

True Copy,
Forwarded \ By Order.

Superintendent.

cdv/14-3.

Note file

As 11)

Escheat (S. Kanara) - Puttur Tk - Kotkkada, Nellyady and Kankrady villages - properties of late Rudrayya - Sale by public auction - confirmation

pp 1-3 cf

Q 499)/41 From the Collr of S. Kanara Dy 10.12.41

As(1)

In BP misc 928 dy 5.6.1922, the property shown in the list as pp 3-4 cf of BP misc 3585 dy 17.12.40 left by the late Rudrayya in Kotkkada, Nellyady and Kankrady villages of Puttur Tk, S. Kanara Dt was declared escheat to the Govt. The entire property with the exception of S Nos 120-5 and 120-7 of Kotkkada village was taken possession of by the Govt in may 1927 while the excepted fields came into the possession of the Govt on 15.8.1928. In may 1940, the Collr approached the Board for orders on the disposal of the property by sale in public auction & the Govt were addressed and they sanctioned in their order No MS 5018 Home dy 12.12.40 the disposal of the escheated property by sale in public auction.

2. The plots were sold on 13.10.41, 14.10.41 and 15.10.41. The total amount for which they were sold is Rs 12,663/-. The Collr has recommended the confirmation of the sales of all the lands except S Nos 32-1, 33-5, 33-7. As regards the excepted fields it is brought to notice that the auction purchaser failed to abide by condition 5 of the sale notice viz depositing the remainder of the purchase money within 30 days from the date of sale, and that therefore steps are being taken for their resale. The Collr states that he will submit a separate report after they are resold. As the sale amount exceeds Rs 10000 the sanction of the Govt for the confirmation of the sale is necessary. Hence it is submitted that the Collr's further report regarding the resale of the excepted plots may be awaited, after the receipt of which the sale records relating to all the plots cleared by escheat may be submitted to the Govt for confirmation of the sales. This may therefore

lie over and the Chr may be reminded for his further report on 25.1.42 ~~1.2.42~~

EPR 8/1/42

No need to wait. That report may be dealt with separately on receipt. Push on with the rest & verify if there is no flaw in the sale proceedings

"as"
15/1/42.

M1
J.S
AS(LR&D)

To AS(LR&D)

Refn: Asst Secy's orders above.

Submd that the records have been verified & found alright. In the lines stated in para 2 of the Coll's letter, his recommendation that the objection petition of Amad Beary against the confirmation of the sale of s.nos 7/2, 8/3, & 7/5 of Nellyadi may be rejected may be approved. The confirmation of the sales of all the lands except S.Nos 32-1, 33-5 and 33-7 of Kakkada village may be recommended to Govt for confirmation, as the sale amount (viz Rs 12663) exceeds Rs 10,000

1 A

Please see the Memo appl-2 pg

30.1.42

"A"

Cen Amad Beary objects the confirmation of the sale of s.nos 7/2, 8/3 and 7/5 of Nellyadi for Rs 555 in favour of the auction purchaser who is the patel of the village on the grounds that they are ready to purchase them for Rs 850 & that the bid did not exceed Rs 555 for the only reason that the ~~village patel~~ other competitors were not willing to bid as against the village patel. ~~But is not~~ ~~Con receipt & the petn is worth consideration~~. Such considerations no doubt prevail sometimes in auctions in villages but it is

To be read from pl. 1/c

difficult to say how far they have operated in this case, in view of the fact that the petitioner is worth little or nothing. A resale might be tried, if the petitioner would deposit an earnest money of Rs 250 which will be liable to forfeiture if the sale proves a fiasco. If the Board accepts this proposal, the sale might be conducted by a resale subject to the conditions mentioned above.

J.S.
M-1

From P. I.N.F.

The Collector has already reported that the petitioner has no property save a double bullock cart worth Rs 300/- & mortgaged for Rs 165. It is clear therefore that he would not be able to deposit any earnest money that would make the risk of a re-sale worth while. I would suggest that P Coll's proposal be recommended to Govt for confirmation of the sale

Agents. A

2.2.42
M.1

The Coll's report is dated 10 Dec 41

the resale of 32/1, 33/5, 37/7 shd have been held now. It seem desirable to send up a consolidated report on all sales. For orders Mr the Coll may be asked to send his report on the resale immediately. A & B for approval

Joint Secy.
5 - FEB 1942

B | Should not wait. The purchaser can't afford the reason

2.2.42

M.I Sec. 4/-

TO AS(9) AS(9)

Draft submitted

Seem. F.2 will explain the delay of 10 days in putting up the draft

17/2

TO AS.(9) A.S.(9)

Refer. orders above.

Submit that I was quite new to the subject as it was transferred to me on 29.1.42. I had to attend to some urgent papers on foolscap which required reading at length the connected papers, as I was totally unaware of the matters of the Scotland estate. In these circs I request that the delay in putting up the draft may be excused & I will be prompt in future as I now know the subject thoroughly.

Learned. such delays should not occur

1/3/42

To AS(9)

Read G.O. No. 1074, Home S 14-3-42.

In the above G.O, Government have confirmed the sale in auction of the lands of Kakkada except S. No 32-1, 33-5 and 33-7/4 and have also rejected the objection against the confirmation of the sale of S.Nos. 7/2, 8/3 and 7/5/2 of Nellipaya to be reconveyed by the Bd. The G.O. may be communicated to the Collector.

Draft Submtd at p. 11 C.f.

B.P. No. Mis 797
Dated 23.3.42.

Single Member
Two Members
~~Full Board.~~

	1-A.	A.D.S. & L.R.	Assistant Secretary				J.S.	Secy.	M. 3	M. 2	M. 1
			L.R.	Irriga-tion	Sep. Rev.	C.T.					
1. Open file seen by				✓							
2. Final draft seen by				✓							
3. Now circulated to				V							
4. Initials											

Passed for record.

Secretary

Joint Secretary.

~~A.S. (L.R.)~~

A.S. (Irrgn.) 8/4/42

~~A.S. (Sep. Rev.)~~

~~A.S. (C.T.)~~

~~A.D.S. & L.R.~~

~~1~~-A.

Note.- Entries not required to be scored out.